

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re Flint Water Cases.

Judith E. Levy
United States District Judge

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This Document Relates To:

Bellwether III Cases
Case No. 17-10164

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**STIPULATION TO FURTHER AMEND
DEADLINES FOR BELLWETHER III TRIAL**

Bellwether III Plaintiffs and Defendants Veolia Water North America Operating Services, LLC, Veolia North America, Inc., and Veolia North America, LLC (the “VNA Defendants”) stipulate and agree to the following amendment to the existing deadlines set forth in ECF No. 2927,¹ in order to accommodate the Plaintiffs’ Motion to Comprehensively Exclude the Novel Biosolids Hypothesis (ECF No. 2928) and related briefing.

¹ Proposed changes to the schedule are indicated below in red font.

<u>Event</u>	<u>Amended Deadline/Deadline Range (where applicable)</u>
VNA's Deposition of Dr. Edward Hoffman	May 17, 2024
Daubert and Summary Judgment Motions	Plaintiffs' Daubert Motions: April 22, 2024 Defendants' Daubert Motion As To Dr. Hoffman: May 24, 2024 Summary Judgment Motions for both parties: April 15, 2024
Daubert and Summary Judgment Response Briefs	Plaintiffs' Daubert Motion Response Briefs: April 30, 2024 (Dr. Jourdan, Dr. Crakes, and Dr. Russell), May 14, 2024 (Dr. Bithoney and Dr. Sample), May 28, 2024 (Dr. Specht) June 10, 2024 (Dr. Hoffman) Defendants' Daubert Motion Response Briefs: June 3, 2024 (Motion to Comprehensively Exclude the Novel Biosolids Hypothesis) Summary Judgment Response Briefs: May 28, 2024

<u>Event</u>	<u>Amended Deadline/Deadline Range (where applicable)</u>
Daubert and Summary Judgment Reply Briefs	<p>Defendant's Daubert Motion Reply Briefs: May 10, 2024 (Dr. Jourdan, Dr. Crakes, and Dr. Russell), May 24, 2024 (Dr. Bithoney and Dr. Sample), June 11, 2024 (Dr. Specht) June 20, 2024 (Dr. Hoffman)</p> <p>Plaintiffs' Daubert Motion Reply Briefs: June 20, 2024 (Motion to Comprehensively Exclude the Novel Biosolids Hypothesis)</p> <p>Summary Judgment Reply Briefs: June 18, 2024</p>
Oral Argument on Daubert Motions	June 27, 2024 9:30 am cont'd if needed on June 28, 2024 9:30 am
Deadline for Parties to Submit Joint Proposed Jury Questionnaire to the Court (via e-mail)	July 15, 2024

Motions in Limine—Opening Briefs	July 22, 2024
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<u>Event</u>	<u>Amended Deadline/Deadline Range (where applicable)</u>
Motions in Limine—Response Briefs	August 5, 2024
Motions in Limine—Reply Briefs	August 12, 2024
Deadline for Parties to Ship 200 copies of Juror Questionnaires to Judge Levy's Chambers in Ann Arbor, Michigan	September 6, 2024

<u>Event</u>	<u>Amended Deadline/Deadline Range (where applicable)</u>
Summoned Jurors to Courthouse to Answer Questionnaires (Court Staff Only) (Jury Department takes approximately one week to process questionnaires and make them available to counsel and the Court)	September 10, 2024 9:00am, cont'd if needed on September 11, 2024 9:00am
Hearing on motions in limine (the Court will notify the parties in advance as to which motions will be argued)	September 12, 2024 10:30am

<u>Event</u>	<u>Amended Deadline/Deadline Range (where applicable)</u>
Deposition Designations (due for exchange between parties)	Parties to propose deadline
Objections to Deposition Designations and Counter Designations (due for exchange between parties)	Parties to propose deadline
Deadline for Submitting Deposition Designations Matrices and Highlighted Transcripts to the Court (via e-mail)	September 16, 2024
Parties to File Jointly Proposed Instructions and Verdict Form Jury	September 16, 2024

<u>Event</u>	<u>Amended Deadline/Deadline Range (where applicable)</u>
Parties to Submit Joint Final Pretrial Order (use Utilities function in CM/ECF and e-mail)	September 16, 2024
Parties to Submit Jointly Proposed Voir Dire Questions and Joint Statement of the Case (via e-mail)	September 20, 2024
Status Conference Regarding Excusals Based on Jury Questionnaire Responses	TBD

<u>Event</u>	<u>Amended Deadline/Deadline Range (where applicable)</u>
Final Pretrial Conference and Hearing on proposed Jury Instructions and Verdict Form	September 23, 2024 10:30am cont'd if needed on September 24, 2024 10:30am
Deadline for Court to Inform Jury Dept of Excusals Based on Questionnaires (Court Staff Only)	October 2, 2024
Hearing Regarding Misc. Pretrial Matters (if needed)	October 7, 2024
First Day of Trial/Voire Dire	October 8, 2024

Dated: May 7, 2024
Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or first-class U.S. mail addresses disclosed on the Notice of Electronic Filing on May 7, 2024.

s/Alaina N. Devine

Alaina N. Devine